

48A C.J.S. Judges § 284

Corpus Juris Secundum | August 2023 Update

Judges

Joseph Bassano, J.D.; Khara Singer-Mack, J.D.; Thomas Muskus, J.D; Karl Oakes, J.D. and Jeffrey J. Shampo, J.D.

IX. Disqualification to Act

C. Grounds for Disqualification

2. Interest and Relationship

a. Interest

(3) Particular Interests

§ 284. Primaries and elections

[Topic Summary](#) | [References](#) | [Correlation Table](#)

West's Key Number Digest

West's Key Number Digest, [Judges](#)  42

A judge's political interest is not sufficient to disqualify the judge from trying matters relating to primaries or elections.

A judge's political interest is not sufficient to disqualify the judge from trying matters relating to primaries or elections.¹ Ordinarily, however, a judge who was a nominee or candidate at a particular primary or election on a certain ticket is disqualified by the judge's interest from adjudicating matters relating thereto² even though the judge is not a party to the proceedings.³

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Footnotes

- 1

Colo.—[Russell v. Wheeler](#), 165 Colo. 296, 439 P.2d 43 (1968).

Tex.—[Runyon v. George](#), 349 S.W.2d 107 (Tex. Civ. App. Eastland 1961), writ dismissed, (Nov. 15, 1961).

Political affiliation as bias or prejudice, see § 256.
- 2

Ill.—[People ex rel. Rusch v. Festenstein](#), 308 Ill. App. 673, 32 N.E.2d 379 (1st Dist. 1941).

Ky.—[Wilhoit v. Liles](#), 300 Ky. 564, 189 S.W.2d 851 (1945).
- 3

Colo.—[Phillips v. Curley](#), 28 Colo. 34, 62 P. 837 (1900).

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